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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. MBHB02,742-G (400/132))

IN THE APPLICATION OF:

McSwiggen *et al.*

Serial No. 10/670,011

Filed: September 23, 2003

Title RNA Interference Mediated Inhibition  
Of Vascular Endothelial Growth Factor  
And Vascular Endothelial Growth  
Factor Receptor Gene Expression Using  
Short Interfering Nucleic Acid (siNA)

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)  
) Examiner: To Be Assigned  
)  
) Group Art Unit: 1632  
)  
) Confirmation No.: 6226  
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)

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

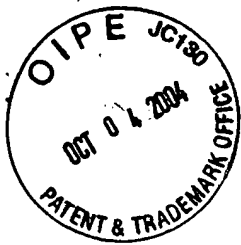
1. We are transmitting herewith the attached:
  - a) Request for Corrected Filing Receipt;
  - b) Copy of Updated Filing Receipt;
  - c) Return postcard
2. With respect to fees:
  - a) It is believed no fee is due at this time.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 1, 2004.

Respectfully submitted,  
McDonnell Boehnen Hulbert & Berghoff LLP

Date: October 1, 2004

By:

Lisa M.W. Hillman  
Registration No. 43,673



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. MBHB02-742-G (400/132))

IN THE APPLICATION OF:	)	
	)	
McSwiggen, et al.	)	
	)	
Serial No. 10/670,011	)	Examiner: To Be Assigned
	)	
Filed: September 23, 2003	)	Group Art Unit: 1632
	)	
Title RNA Interference Mediated	)	Confirmation No.: 6226
Inhibition Of Vascular Endothelial	)	
Growth Factor And Vascular	)	
Endothelial Growht Factor Receptor	)	
Gene Expression Using Short	)	
Interfering Nucleic Acid (siNA)	)	

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Office of Initial Patent Examination's  
Filing Receipts Corrections

1. Attached is a copy of the updated filing receipt received from the PTO in the above-referenced application for which issuance of a new corrected filing receipt is respectfully requested.
2. There are two errors with respect to the following data, which are incorrectly entered.

**Error in**

Domestic Priority data as claimed by applicant:

This application is a CIP of PCT/US03/05022 02/20/2003  
which claims benefit of 60/358,580 02/20/2002  
and claims benefit of 60/363,124 03/11/2002

and claims benefit of 60/386,782 06/06/2002  
and claims benefit of 60/393,796 07/03/2002  
and claims benefit of 60/399,348 07/29/2002  
and claims benefit of 60/406,784 08/29/2002  
and claims benefit of 60/408,378 09/05/2002  
and claims benefit of 60/409,293 09/09/2002  
and claims benefit of 60/440,129 01/15/2003  
and is a CIP of 10/306,747 11/27/2002  
which claims benefit of 60/334,461 11/30/2001  
and said PCT/US03/05022 02/20/2003  
is a CIP of 10/287,949 11/04/2002

#### **Correct Data**

Domestic Priority data as claimed by applicant:

This application is a CIP of PCT/US03/05022 02/20/2003  
which claims benefit of 60/358,580 02/20/2002  
and claims benefit of 60/363,124 03/11/2002  
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is a CIP of 10/287,949 11/04/2002  
and said PCT/US03/05022 02/20/2003

is a CIP of PCT/US02/17674 05/29/2002

Foreign Applications:

PCT/US03/05022 02/20/2003

PCT/US02/17674 05/29/2002

3. The corrections are not due to any error by applicant and no fee is due.

Respectfully submitted,  
McDonnell, Boehnen, Hulbert & Berghoff LLP

Date: October 1, 2004

By: 

Lisa M.W. Hillman  
Registration No. 43,673



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/670,011	09/23/2003	1632	626	MBHB02-742-G (400.132)	13	30	1

CONFIRMATION NO. 6226

## UPDATED FILING RECEIPT



\*OC000000013247675\*

020306  
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
300 S. WACKER DRIVE  
32ND FLOOR  
CHICAGO, IL 60606

Date Mailed: 07/15/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

James McSwiggen, Boulder, CO;  
Leonid Beigleman, Longmont, CO;  
Pamela Pavco, Lafayette, CO;

This application is a CIP of PCT/US03/05022 02/20/2003  
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and claims benefit of 60/363,124 03/11/2002  
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## Domestic Priority data as claimed by applicant

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is a CIP of PCT/US02/17674 05/29/2002

## Foreign Applications

PCT/US03/05022 02/20/2003

PCT/US02/17674 05/29/2002

If Required, Foreign Filing License Granted: 12/18/2003

**Projected Publication Date:** 10/21/2004

**Non-Publication Request:** No

**Early Publication Request:** No

**\*\* SMALL ENTITY \*\***

**Title**

RNA interference mediated inhibition of vascular endothelial growth factor and vascular endothelial growth factor receptor gene expression using short interfering nucleic acid (siNA)

**Preliminary Class**

514

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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